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11 Counsel For Official Committee of Unsecured Creditors

12
13 **UNITED STATES BANKRUPTCY COURT**
14 **CENTRAL DISTRICT OF CALIFORNIA**
15 **SANTA ANA DIVISION**

16 In re:

17 THE LITIGATION PRACTICE GROUP,
18 P.C.,

19 Debtor.

Chapter 11

Case No. 8:23-bk-10571-SC

**THIRD STIPULATION TO EXTEND
DEADLINE FOR CHAPTER 11
TRUSTEE TO FILE A PLAN AND
DISCLOSURE STATEMENT**

1 The Official Committee of Unsecured Creditors (the “Committee”) of The Litigation Practice
2 Group P.C., Richard A. Marshack, in his capacity as the chapter 11 trustee of The Litigation Practice
3 Group P.C. (the “Trustee” and, together with the Committee, the “Parties”), stipulate and agree as
4 follows (the “Stipulation”).

5 **RECITALS**

6 A. On March 20, 2023 (the “Petition Date”), The Litigation Practice Group P.C. (the
7 “Debtor”), filed a voluntary petition under chapter 11 of title 11 of the United States Code, 11 U.S.C.
8 §§ 101 *et seq.* (the “Bankruptcy Code”) in the United States Bankruptcy Court for the Central District
9 of California (the “Court”), commencing the above-captioned bankruptcy case (the “Bankruptcy
10 Case”).

11 B. On May 8, 2023, the Court entered an order [Docket No. 65] approving the
12 appointment of the Trustee.

13 C. On June 23, 2023, the Office of the United States Trustee appointed [Docket No. 134]
14 the Committee, which was amended [Docket No. 157] to increase the number of Committee members
15 on June 29, 2023.

16 D. On August 2, 2023, the Court entered an order [Docket No. 352] (the “Sale Order”)
17 approving the sale of certain assets, pursuant to that certain *Agreement of Purchase and Sale and*
18 *Joint Escrow Instructions* (the “APA”).

19 E. On August 18, 2023, the Committee and the Trustee initiated a standing weekly case
20 negotiation and status meeting among their respective professionals and the Trustee.

21 F. On August 25, 2023, the Court entered a *Scheduling Order After Status Conference*
22 [Docket No. 452] (the “Scheduling Order”) setting October 24, 2023, as the deadline for the Trustee
23 to file and serve a chapter 11 plan and related disclosure statement.

24 G. The Court has entered two stipulated [Docket Nos. 582, 742] orders [Docket Nos. 584,
25 744] extending the deadline for the Trustee to file and serve a chapter 11 plan and related disclosure
26 statement. As of the date of this Stipulation, the current deadline to file and serve a chapter 11 plan
27 and related disclosure statement is December 22, 2023 (the “Filing Deadline”).
28

1 H. Since the entry of the Scheduling Order on August 25, 2023, the Parties have been
2 engaged in ongoing and substantive negotiations during their weekly status meetings and in separate
3 meetings with the aim of filing a joint chapter 11 plan of liquidation and related disclosure statement.
4 The Parties have also exchanged comments to a draft plan and liquidating trust agreement, which are
5 substantive in nature and require additional time to evaluate and review specific areas of concern.
6 The Parties also intend to work collaboratively on a disclosure statement and supplemental plan
7 documents.

8 I. Moreover, the Parties and their professionals continue to evaluate, among other things,
9 post-closing financial reporting pursuant to audit requests submitted by the Committee under the
10 APA, and responses to those requests from the purchaser, which are necessary to complete a fulsome
11 plan analysis, including a liquidating analysis and plan projections. The Parties have also reached an
12 agreement on related dates and deadlines associated with the confirmation of a plan. The Parties
13 continue to make material progress toward negotiating a joint plan and disclosure statement; however,
14 the Parties have determined that further negotiations and financial information are required.

15 J. On December 22, 2023, the Court entered an order [Docket No. 785] approving the
16 employment of Omni Agent Solutions (“Omni”) as claims and noticing agent.

17 K. In light of the foregoing, and with the goal of finalizing negotiations, the Parties have
18 agreed that it is in the best interests of the estate to agree to an extension of the Filing Deadline to
19 provide additional time for the Parties to continue efforts to finalize a joint plan and disclosure
20 statement, and related documents.

21 **STIPULATION**

22 NOW, THEREFORE, based on the foregoing, the Parties agree and stipulate as follows:

- 23 1. The Parties restate and incorporate the foregoing Recitals set forth above.
- 24 2. The Filing Deadline for the Trustee to file a chapter 11 plan and disclosure statement
25 shall be extended from December 22, 2023, through and including February 2, 2024.
- 26 3. Absent exigent circumstances, and considering the material progress to date, the
27 Parties will not stipulate to further extensions of the Filing Deadline.
- 28

1 4. The deadline for the Parties to file a motion to set a claims bar date for general
2 unsecured claims shall be December 29, 2023. In light of the recent retention of Omni, the Parties
3 shall request an expedited hearing on a motion to set a claims bar date for January 17, 2024, at 1:30
4 p.m., or such time as soon thereafter as may be convenient to the Court.

5 5. Notwithstanding anything to the contrary contained herein, this Stipulation is without
6 prejudice to further requests for an extension of the deadlines set forth in this Stipulation.

7 DATED this 22nd day of December 2023.

8
9 **FOX ROTHSCHILD LLP**

MARSHACK HAYS WOOD LLP

10 By: /s/ Nicholas A. Koffroth
11 Keith C. Owens (Bar No. 184841)
12 Nicholas A. Koffroth (Bar No. 287854)
13 Constellation Place
14 10250 Constellation Blvd., Suite 900
15 Los Angeles, California 90067
16 *Counsel for the Committee*

 By: _____
 D. Edward Hays (Bar No. 162507)
 Laila Masud (Bar No. 311731)
 870 Roosevelt
 Irvine, California 92620
 Counsel for Trustee

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3 shall request an expedited hearing on a motion to set a claims bar date for January 17, 2024, at 1:30
4 p.m., or such time as soon thereafter as may be convenient to the Court.

5 5. Notwithstanding anything to the contrary contained herein, this Stipulation is without
6 prejudice to further requests for an extension of the deadlines set forth in this Stipulation.

7 DATED this 22nd day of December 2023.

8
9 **FOX ROTHSCHILD LLP**

10 By: _____
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12 Nicholas A. Koffroth (Bar No. 287854)
13 Constellation Place
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16 *Counsel for the Committee*

MARSHACK HAYS WOOD LLP

By: *D. Edward Hays*
D. Edward Hays (Bar No. 162509)
Laila Masud (Bar No. 311731)
870 Roosevelt
Irvine, California 92620
Counsel for Trustee

PROOF OF SERVICE OF DOCUMENT

I am over the age of 18 and not a party to this bankruptcy case or adversary proceeding. My business address is 10250 Constellation Boulevard, Suite 900, Los Angeles, CA 90067.

A true and correct copy of the foregoing documents entitled: THIRD STIPULATION TO EXTEND DEADLINE FOR CHAPTER 11 TRUSTEE TO FILE A PLAN AND DISCLOSURE STATEMENT on the judge in chambers in the form and manner required by LBR 5005-2(d); and (b) in the manner stated below:

1. TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING (NEF): Pursuant to controlling General Orders and LBR, the foregoing document will be served by the court via NEF and hyperlink to the document. On 12/22/2023, I checked the CM/ECF docket for this bankruptcy case or adversary proceeding and determined that the following persons are on the Electronic Mail Notice List to receive NEF transmission at the email addresses stated below:

- **Eric Bensamochan** eric@eblawfirm.us, G63723@notify.cincompass.com
- **Ronald K Brown** ron@rkbrownlaw.com
- **Christopher Celentino** christopher.celentino@dinsmore.com, caron.burke@dinsmore.com
- **Shawn M Christianson** cmcintire@buchalter.com, schristianson@buchalter.com
- **Randall Baldwin Clark** rbc@randallbclark.com
- **Leslie A Cohen** leslie@lesliecohenlaw.com, jaime@lesliecohenlaw.com; clare@lesliecohenlaw.com
- **Daniel A Edelman** dedelman@edcombs.com, courtecl@edcombs.com
- **Christopher Ghio** christopher.ghio@dinsmore.com, Kristina.Heller@Dinsmore.com
- **Jeffrey I Golden** jgolden@go2.law, kadele@ecf.courtdrive.com; cbmeeker@gmail.com; lbracken@wgllp.com; gestrada@wgllp.com; go lden.jeffreyi.b117954@notify.bestcase.com
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- United States Trustee (SA) ustpreion16.sa.ecf@usdoj.gov
- Sharon Z. Weiss sharon.weiss@bclplaw.com,
raul.morales@bclplaw.com, REC_KM_ECF_SMO@bclplaw.com
- Johnny White JWhite@wrslawyers.com, jlee@wrslawyers.com;eweiman@wrslawyers.com

2. **SERVED BY UNITED STATES MAIL:** On 12/26/2023, I served the following persons and/or entities at the last known addresses in this bankruptcy case or adversary proceeding by placing a true and correct copy thereof in a sealed envelope in the United States mail, first class, postage prepaid, and addressed as follows.

Debtor

The Litigation Practice Group P.C.
17542 17th St., Suite 100
Tustin, CA 92780

See attached for additional parties

3. **SERVED BY PERSONAL DELIVERY, OVERNIGHT MAIL, FACSIMILE TRANSMISSION OR EMAIL** (state method for each person or entity served): Pursuant to F.R.Civ.P. 5 and/or controlling LBR, on December 26, 2023, I served the following persons and/or entities by personal delivery, mail service, or (for those who consented in writing to such service method), by facsimile transmission and/or email as follows. Listing the judge here constitutes a declaration that personal delivery on, or overnight mail to, the judge will be completed no later than 24 hours after the document is filed.

The Honorable Scott C. Clarkson
United States Bankruptcy Court, Central District of California
411 West Fourth Street, Suite 5130 / Courtroom 5C
Santa Ana, CA 92701-4593

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct.

12/22/2023

Date

Martha W. Johns

Printed Name

/s/ Martha W. Johns

Signature

Additional Parties Served by U.S. Mail

Creditors who have the 20 largest unsecured claims

Debt Validation Fund II, LLC
5075 Lower Valley Road,
Atglen, PA 19310

MC DVI Fund 1, LLC; MC
DVI Fund 2, LLC
598 Cottonwood Dr.,
Glenview, IL 60026

Validation Partners LLC
1300 Sawgrass Pkwy, Ste. 110
Sunrise, FL 33323

Marich Bein LLC
99 Wall Street, Ste 2669
New York, NY 10005

Business Centers of America
1100 Sir Francis Drake Blvd,
Ste 1, Kentfield, CA 94904

JP Morgan Chase
3 Park Plaza, Ste 900
Irvine, CA 92614

CA Franchise Tax Board
PO Box 942857
Sacramento, CA 94257-0511

Outsource Accelerator Ltd
City Marque Limited
Unit 8801-2 Bldg. 244-248
Des Voeux Rd.
Central Hong Kong

Collaboration Advisors
400 Dorla Court
Zephyr Cove, NV 89448

Anthem Blue Cross
PO Box 511300
Los Angeles, CA 90051-7855

Azevedo Solutions Groups, Inc.
420 Adobe Canyon Rd.
Kenwood, CA 95452

Debt Pay Pro
1900 E Golf Road, Suite 550
Schaumburg, IL 60173

1 Sharp Business Systems
2 8670 Argent St
3 Santee, CA 92071

4 Tustin Executive Center
5 1630 S Sunkist Steet, Ste A
6 Anaheim, CA 92806

7 Exela Enterprise Solutions
8 2701 E. Grauwyler Road
9 Irving, TX 75061

10 Netsuite-Oracle
11 2300 Oracle Way
12 Austin, TX 78741

13 Credit Reporting Service Inc
14 548 Market St, Suite 72907
15 San Francisco, CA 94104-5401

16 Document Fulfillment Services
17 2930 Ramona Ave #100
18 Sacramento, CA 95826

19 Executive Center LLC
20 5960 South Jones Blvd
21 Las Vegas, NV 89118

22 LexisNexus
23 15500 B Rockfield Blvd
24 Irvine, CA 92618

25 **Secured Creditors**

26 Diverse Capital LLC
27 323 Sunny Isles Blvd., Suite 503
28 Sunny Isles, FL 33154

City Capital NY
1135 Kane Concourse
Bay Harbour Islands, FL 33154

Counsel for secured creditor Fundura Capital Group
Mitchell B. Ludwig
Knapp, Petersen & Clarke
550 North Brand Blvd., Suite 1500
Glendale, CA 91203